

KANSAS REGISTER

State of Kansas

JACK H. BRIER
Secretary of State

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State of Kansas

OFFICE OF THE GOVERNOR

EXECUTIVE ORDER No. 82-59
ESTABLISHING THE AGRICULTURE
WORKING GROUP

WHEREAS, agriculture has been and will continue to be a major part of the economy of the State of Kansas; and

WHEREAS, the American farm sector is suffering from severe economic stress, perhaps the worst since the Great Depression; and

WHEREAS, farmers and ranchers are victimized by circumstances beyond their direct control: record yields and incredible productive capacity; and

WHEREAS, at the end of this harvest, the United States will have twice as much corn, wheat and soybeans in stockpile as was produced in 1970 even though production now occurs on fewer acres and with a voluntary set-aside in place; and

WHEREAS, farmers can no longer rely on the Federal treasury and old-line commodity programs to adequately serve their needs; and

WHEREAS, it is the proper role of state governments to assist in formulation, implementation and execution of programs to assist in the remedying of these situations.

NOW, THEREFORE, pursuant to the authority vested in me as Governor and chief executive of the State of Kansas, I hereby establish the Agriculture Working Group, who shall be appointed by the Governor and include individuals generally representative of the following sectors:

- A. Farmers;
- B. The Banking Community; and
- C. Agri-Business.

The Governor shall designate one of the members as Chairperson. The Working Group shall meet on call of the Chairperson. The Working Group shall have a general charge to make recommendations to the Governor concerning the following:

- (1) Needs, goals, aspirations and concerns of farmers and agri-business persons;
- (2) Marketing strategies, practices and options;
- (3) Current structure, statutes, regulations and programs of both the Federal government and the State of Kansas;
- (4) Necessary involvement of the Governor, the Legislature, the State Board of Agriculture, the Kansas Department of Economic Development, Universities under the jurisdiction of the State Board of Regents, other State agencies, and the private sector; and
- (5) Pertinent legislative and budget matters.

Members of the Working Group shall serve with no compensation at the pleasure of the Governor. Staff support shall be provided by the Department of Administration, the Department of Economic Development, the State Board of Agriculture, Universities under the jurisdiction of the State Board of Regents, and such other agencies as may be designated by the Governor. Expenses of the Working Group may be paid for by the individual organizations employing the members of the Working Group; or may be paid for by the Department of Economic Development, the State Board of Agriculture, Universities under the jurisdiction of the State Board of Regents, or other agencies as may be designated by the Governor, only upon vouchers approved by the head of the particular State agency or designee and the Governor or his designee.

The Working Group shall report to the Governor at least twice annually its Study, Report and Recommendations.

This document shall be filed with the Secretary of State as Executive Order No. 82-59 and shall become effective immediately.

Dated September 16, 1982.

JOHN CARLIN
Governor

ATTEST: JACK H. BRIER
Secretary of State

Doc. No. 000612

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Carol A. Bell
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State of Kansas

LEGISLATURE

INTERIM AGENDA

Following is a listing of meetings which are scheduled for the period of September 27 through October 8, 1982. All meetings are to be held in the Statehouse in Topeka unless otherwise indicated.

DATE	ROOM	TIME	COMMITTEE	AGENDA
Sept. 28	519-S	10:00 A.M.	Special Committee on Commercial and Financial Institutions	Hearings on Proposal 7—Banking Structure.
Sept. 29	519-S	9:00 A.M.		
Sept. 29	531-N	9:30 A.M.	Special Committee on Hospital Laws	29th: Hearings on city hospital bill draft.
Sept. 30	531-N	9:00 A.M.		30th: Hearings continued and committee discussion.
Sept. 30	527-S	10:00 A.M.	Legislative Educational Planning Committee	Hearings on lifelong learning, student employment, LMHT's, Special Education, Degree Granting Approval, and other matters.
Oct. 1	527-S	9:00 A.M.		CANCELLED
Oct. 4			Joint Committee on Administrative Rules and Regulations	
Oct. 5				
Oct. 4	519-S	10:00 A.M.	Special Committee on Assessment and Taxation	Committee discussion and deliberation on all proposals assigned.
Oct. 5	519-S	9:00 A.M.		
Oct. 5	531-N	10:00 A.M.	Special Committee on Hospital Laws	To be announced.
Oct. 6	531-N	9:00 A.M.		
Oct. 7	527-S	1:00 P.M.	Legislative Budget Committee	To be announced.
Oct. 8	527-S	9:30 A.M.	Legislative Coordinating Council	Legislative matters.

WILLIAM R. BACHMAN
Director of Legislative
Administrative Services

Doc. No. 000613

State of Kansas

DEPARTMENT OF ECONOMIC DEVELOPMENT

NOTICE REGARDING THE KANSAS ENTERPRISE ZONE ACT
AND DESIGNATION APPLICATION PROCEDURE

In 1982, the Kansas legislature enacted HB 3121, the "Kansas Enterprise Zone Act," with an effective date of July 1, 1982. The purpose of the Act is to "expand and renew the local economy and improve the social and economic welfare of residents of economically distressed zone areas . . . by providing incentives for business and industry to develop new business and expand existing business . . . and thereby create new jobs and sources of income."

SUMMARY OF INCENTIVES OFFERED IN AUTHORIZED ENTERPRISE ZONES

- 1) Preference given to enterprise zones and businesses and other local incentive projects located in enterprise zones in the provision of state programs, funds and services which impact the economic viability of enterprise zones.
- 2) Review and possible modification or elimination of those rules and regulations which may negatively impact the economic viability of enterprise zones.
- 3) Extension of the provisions of K.S.A. 1981 Supp. 12-1771 et seq. (tax increment financing enabling statutes) to enterprise zones.
- 4) Job creation tax credit of \$350.00 for each new business facility employee *not residing* in the enterprise zone. Job creation tax credit of \$500.00 for each new business facility employee *residing* in the enterprise zone.

(continued)

- 5) Investment tax credit of \$300.00 for \$100,000.00 in new business facility investment.
- 6) Refund of all sales taxes paid on the sale of tangible personal property or services purchased for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, or remodeling a new business facility located within an enterprise zone.

ELIGIBILITY GUIDELINES FOR ENTERPRISE ZONES

An area within a city may meet the requirements of the Kansas Enterprise Zone Act in one of two ways. Both are described below with a description of the information that is to be provided to the Department of Economic Development in support of the Enterprise Zone resolution.

Method I: UDAG Certification

Criteria

1. The area is within the corporate limits of a city; the boundary of the area is continuous and includes, if feasible, vacant or underutilized lands or buildings which are easily accessible to residents of the area, *and*
2. The area has a population of at least 4,000 if located in a Standard Metropolitan Statistical Area (SMSA) or at least 2,500 in any other case, *and*
3. The area is located wholly within a city which meets the requirements for federal assistance under Section 119 of the Housing and Community Development Act of 1974, *and*
4. The legal counsel for the city has reviewed the requirements of the law and the supporting evidence and certifies it is true and correct.

Supporting Information Required

1. A map delineating the corporate limits of the city, including the boundary of the proposed area and vacant or underutilized lands or buildings which exist in the area.
2. The population of the area and that of the surrounding city, if applicable, shall be provided using the most recent census.
3. Section 119 of the Housing and Community Development Act of 1974 describes the Urban Development Action Grant. If a city proposing an area to be designated as an enterprise zone qualifies as a UDAG eligible city, such certification from HUD shall be submitted.
4. A written opinion.

Method II: Measures of Distress

Criteria

1. The area is within the corporate limits of a city; the boundary of the area is continuous and includes, if feasible, vacant underutilized lands or buildings which are easily accessible to residents of the area, *and*
2. The area has a population of at least 4,000 if located in a Standard Metropolitan Statistical Area (SMSA) or at least 2,500 in any other case, *and*
3. Widespread poverty, unemployment, and general distress is determined by meeting one of the following: . . . , *and*
 - a) The average rate of unemployment in the area for the most recent eighteen-month period for which data is available was at least 1.5 times the average state rate of unemployment for such eighteen-month period, *or*
 - b) At least 70% of the residents living in the area have incomes below 80% of the median incomes of the residents of the city as determined under the provisions of Section 119(b) of the Housing and Community Development Act of 1974, *or*
 - c) The population of the area decreased by 10% or more between 1970 and 1980.

Supporting Information Required

1. A map delineating the corporate limits of the city, including the boundary of the proposed area and vacant or underutilized or lands or buildings which exist in the area.
2. The population of the area and of the surrounding city, if applicable, shall be provided using the most recent census.
 - a) State rates of unemployment are available from the Employment Security Office of the Department of Human Resources. In cases of cities with a population of 20,000 or more, estimates can be obtained from this same source. Alternative local rates may be estimated from local surveys. Or, unemployment rates in the latest available census may be used, keeping the local/county rates ratio constant over time.
 - b) Evidence on incomes will be provided based on latest available federal census information or can be determined by local surveys.
 - c) Evidence on population changes will be provided based on the 1980 federal census information.

(continued)

4. One of the following shall be met: *and*
- a) The governing body of the city finds that there is substantial deterioration, abandonment, or demolition of commercial and residential structures in the area, *or*
 - b) The governing body of the city finds that there are substantial tax arrearages of commercial or residential structures in the area.
5. The legal counsel for the city has reviewed the requirements of the law and the supporting evidence and certifies it to be correct.
5. A written opinion.
- a) A resolution supporting this finding shall be provided by the governing body.
 - b) A resolution supporting this finding shall be provided by the governing body.

ADMINISTRATIVE PROCEDURE

Kansas Department of Economic Development

Section 3 of the law provides: The governing body of a city seeking to designate an area located within the city as an enterprise zone shall submit to the secretary of the department of economic development a resolution requesting such area be approved as an enterprise zone. The secretary shall review the resolution and any evidence submitted therewith to determine whether such area meets the criteria. The secretary shall approve or disapprove the resolution by written findings of fact and shall notify the governing body of the city submitting the resolution of such determination. Upon the approval or disapproval of the resolution, the secretary shall transmit such findings to the governing body of such city. If the resolution is approved, the secretary shall transmit such findings and approval, to all affected state departments and agencies and shall notify such departments and agencies that the provisions of section 5 shall be effective for the authorized enterprise zone in accordance with the provisions of this act. The secretary shall have 30 days from receipt of such resolution to review, approve or disapprove its compliance with the law and if applicable, transmit written notice of approval. Upon expiration of the thirty-day period, if the secretary has taken no action, the designating resolution shall be deemed approved and written notice of the automatic approval shall be transmitted to all affected state departments and agencies.

Section 5 of the law provides for the following:

- 1) Preference be given to enterprise zones and businesses and other local incentive projects located in enterprise zones in the provision of programs, funds and services administered by the Secretary of Economic Development.
- 2) Preference be given to enterprise zones and businesses and other local incentive projects located in enterprise zones in the provision of programs, funds and services not administered by the Secretary but which directly or indirectly impact the economic viability thereof, including, but not limited to, the provision of maintenance services for infrastructure, and the allocation of state and federal funds for social services.
- 3) All state agencies notified by the Secretary upon approval of a city's resolution for an enterprise zone will review the rules and regulations which they administer which may negatively impact the economic viability of such enterprise zones and businesses and other local incentive projects located therein, and shall take the necessary steps to waive or modify such rules and regulations in enterprise zones so long as such action does not adversely affect the health, safety, or welfare of the public.
- 4) A report delineating local incentives which might be offered in enterprise zones will be available to cities with enterprise zones from the Secretary of Kansas Department of Economic Development.
- 5) All possible technical assistance shall be provided to cities, by the Department of Economic Development, in aiding their implementation of the purpose of the Act.

Further information and technical assistance are available upon request of: Kansas Department of Economic Development, 503 Kansas Ave., 6th Floor, Topeka, Kansas 66603 (913) 296-3481.

CHARLES J. SCHWARTZ
Secretary

Doc. No. 000603

State of Kansas**SOCIAL AND REHABILITATION SERVICES****NOTICE OF PUBLIC HEARING OF THE
GOVERNOR'S COMMITTEE ON
DRINKING AND DRIVING**

The Governor's Committee on Drinking and Driving will hold a Public Hearing in Topeka, September 28, 1982.

The Topeka hearing begins at 2:00 p.m. at the State Capitol Building, Old Supreme Court Room, Room 313, Topeka, Kansas.

LORNE A. PHILLIPS, Ph.D.
Commissioner
Alcohol and Drug Abuse Services

Doc. No. 000614

State of Kansas**SOCIAL AND REHABILITATION SERVICES****OPEN MEETING NOTICE**

Notice is hereby given to all interested parties that the Department of Social and Rehabilitation Services will hold an Open Meeting on October 5, 1982, at 9:00 a.m., in the Staff Development Training Center, Topeka State Hospital.

The scheduled agenda for the Open Meeting includes:

- Preliminary discussion of staff proposals concerning permanent administrative regulations.
- Notice that the November Open Meeting will be held on November 9, 1982 instead of the first Tuesday of the month November 2, as originally announced.

The public is invited to this meeting. Telephone hook-ups are provided at the following locations of Social and Rehabilitation Services offices: Chanute, Emporia, Garden City, Hays, Hutchinson, Junction City, Kansas City, Lawrence, Olathe, Ottawa, Parsons, Pittsburg, Pratt, Salina, Topeka (Area Office and State Office Building), Wichita, and Winfield.

ROBERT C. HARDER, Secretary
Social and Rehabilitation Services

Doc. No. 000615

State of Kansas**STATE BOARD OF AGRICULTURE****NOTICE OF HEARING ON
PROPOSED ADMINISTRATIVE REGULATIONS**

You are hereby notified that a public hearing will be held on Wednesday, October 13, 1982, at 1:30 p.m., at the Ramada Inn, Colby, Kansas, at which time all interested persons will have an opportunity to be heard regarding the adoption of proposed rules and regulations promulgated under authority of the Water Appropriation Act, K.S.A. 82a-701 *et seq.*, and the Groundwater Management District Act, K.S.A. 1981 Supp. 82a-1028(o), as permanent rules and regulations of the Division of Water Resources, Kansas State Board

of Agriculture. These regulations will become effective on May 1, 1983, as permanent regulations.

All interested persons may attend the hearing and those attending will be given an opportunity to express comments either orally or in writing, or both. If it is not possible for any person to be present, he or she may submit comments in writing to be received in the office of the Chief Engineer-Director of the Division of Water Resources, Kansas State Board of Agriculture, 109 S.W. 9th Street, Topeka, Kansas 66612, on or before October 8, 1982. If you intend to present testimony in person at the hearing, prior notice to this office would be helpful in arranging the agenda. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentations to not more than five (5) minutes.

The Division of Water Resources proposes to adopt the following regulations to be in effect in the Northwest Kansas Groundwater Management District No. 4:

5-24-1. Definitions.

5-24-2. Sets forth the planned depletion policy which has been in effect in the Northwest Kansas Groundwater Management District No. 4 revised management program and sets forth the formula for determining planned depletion for any particular proposed well location.

5-24-3. Sets forth the well spacing requirements which have been in effect in District No. 4 revised management program.

5-24-4. Prohibits tail water from escaping from the authorized place of use when water is being used for irrigation purposes.

5-24-5. Sets forth guidelines for determining if a proposed appropriation of water is reasonable for the intended use for irrigation use, municipal use, industrial use, stockwater and other uses.

5-24-6. Prescribes limitations on changes in the point of diversion.

5-24-7. Requires all non-domestic wells to include the installation of a check valve meeting or exceeding the specifications set by the Chief Engineer. It also requires that wells completed in a cretaceous aquifer be prevented from mixing with other aquifers.

Copies of the proposed regulations and the Fiscal Impact Statement may be obtained by writing to Guy E. Gibson, Chief Engineer-Director, Division of Water Resources, Kansas State Board of Agriculture, 109 S.W. 9th Street, Topeka, Kansas 66612 or Mr. Wayne A. Bossert, Manager, Northwest Kansas Groundwater Management District No. 4, P.O. Box 905, Colby, Kansas 67701.

GUY E. GIBSON
Chief Engineer-Director
Division of Water Resources
HARLAND E. PRIDDLE, Secretary
State Board of Agriculture

Doc. No. 000611

State of Kansas
STATE BOARD OF AGRICULTURE

**NOTICE OF HEARING ON
 PROPOSED ADMINISTRATIVE REGULATIONS**

You are hereby notified that a public hearing will be held on Thursday, October 14, 1982, at 8:00 p.m., in the Ida Long Goodman Memorial Library, 406 North Monroe Street, St. John, Kansas, at which time all interested persons will have an opportunity to be heard regarding the adoption of proposed rules and regulations promulgated under authority of the Water Appropriation Act, K.S.A. 82a-701 *et seq.*, and the Groundwater Management District Act, K.S.A. 1981 Supp. 82a-1028(o), as permanent rules and regulations of the Division of Water Resources, Kansas State Board of Agriculture. These regulations will become effective on May 1, 1983, as permanent regulations.

All interested persons may attend the hearing and those attending will be given an opportunity to express comments either orally or in writing, or both. If it is not possible for any person to be present, he or she may submit comments in writing to be received in the office of the Chief Engineer-Director of the Division of Water Resources, Kansas State Board of Agriculture, 109 S.W. 9th Street, Topeka, Kansas 66612, on or before October 8, 1982. If you intend to present testimony in person at the hearing, prior notice to this office would be helpful in arranging the agenda. In order to give all parties an opportunity to present their views, it may be necessary to request such participant to limit any oral presentations to not more than five (5) minutes.

The Division of Water Resources proposes to adopt the following permanent regulations to be in effect in the Big Bend Groundwater Management District No. 5:

5-25-10. Requires the applicant to submit a test log prior to final processing of an application to appropriate water for beneficial use.

5-25-11. Places the burden of proof upon the applicant to show to the satisfaction of the Chief Engineer whether a well is located outside a prescribed radius from the applicant's proposed well location.

Copies of the proposed regulations and the Fiscal Impact Statement may be obtained by writing to Guy E. Gibson, Chief Engineer-Director, Division of Water Resources, Kansas State Board of Agriculture, 109 S.W. 9th Street, Topeka, Kansas 66612 or Sharon Falk, Office Manager, Big Bend Groundwater Management District No. 5, Box 125, 318 North Main, St. John, Kansas 67576.

GUY E. GIBSON
 Chief Engineer-Director
 Division of Water Resources

HARLAND E. PRIDDLE, Secretary
 State Board of Agriculture

Doc. No. 000610

State of Kansas
STATE BOARD OF AGRICULTURE

**NOTICE OF HEARING ON
 PROPOSED ADMINISTRATIVE REGULATIONS**

You are hereby notified that a public hearing will be held on Tuesday, October 12, 1982, at 8:00 p.m., at the Halstead Farmers Cooperative Grain and Mercantile, 302 West 1st Street, Halstead, Kansas, at which time all interested persons will have an opportunity to be heard regarding the adoption of proposed rules and regulations promulgated under authority of the Water Appropriation Act, K.S.A. 82a-701 *et seq.*, and the Groundwater Management District Act, K.S.A. 1981 Supp. 82a-1028(o), as permanent rules and regulations of the Division of Water Resources, Kansas State Board of Agriculture. These regulations will become effective on May 1, 1983, as permanent regulations.

All interested persons may attend the hearing and those attending will be given an opportunity to express comments either orally or in writing, or both. If it is not possible for any person to be present, he or she may submit comments in writing to be received in the office of the Chief Engineer-Director of the Division of Water Resources, Kansas State Board of Agriculture, 109 S.W. 9th Street, Topeka, Kansas 66612, on or before October 8, 1982. If you intend to present testimony in person at the hearing, prior notice to this office would be helpful in arranging the agenda. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentations to not more than five (5) minutes.

The Division of Water Resources proposes to adopt the following regulation to be in effect in the Equus Beds Groundwater Management District No. 2:

5-22-7. Sets forth the safe yield policy which has been in effect in the Equus Beds Groundwater Management District No. 2 revised management program and sets the standards for determining what the safe yield is for any particular well location.

Copies of the proposed regulation and the Fiscal Impact Statement may be obtained by writing to Guy E. Gibson, Chief Engineer-Director, Division of Water Resources, Kansas State Board of Agriculture, 109 S.W. 9th Street, Topeka, Kansas 66612, or Mr. Thomas C. Bell, Manager, Equus Beds Groundwater Management District No. 2, 243 Main Street, P.O. Box 232, Halstead, Kansas 67056.

GUY E. GIBSON
 Chief Engineer-Director
 Division of Water Resources
 HARLAND E. PRIDDLE, Secretary
 State Board of Agriculture

Doc. No. 000609

State of Kansas

ATTORNEY GENERAL

OPINION NO. 82-197

Cities and Municipalities—Planning and Zoning—Amendments or Changes in Zoning. Marlin Johanning, Atchison City Attorney, Atchison, September 13, 1982.

A city may not "incorporate by reference" to another instrument the legal description required to be set forth in the published notice of a proposed amendment to a zoning ordinance. Cited herein: K.S.A. 12-520a, 12-708, 12-3009. TRH

OPINION NO. 82-198

Automobiles and Other Vehicles—Registration of Vehicles—Payment of Personal Property Taxes for Preceding Year as Condition Precedent to Registration. Ruth Vervynck, Douglas County Treasurer, Lawrence, September 13, 1982.

A county treasurer may not refuse to accept an application for registration or reregistration of a vehicle, if the person making such application exhibits to the county treasurer a receipt showing that such person has paid all personal property taxes levied against such person for the preceding year, and the person has paid the tax imposed under K.S.A. 79-5101 *et seq.*, if any, upon the vehicle sought to be registered or reregistered.

Of course, the county retains the right to proceed to collect the delinquent personal property taxes in the manner prescribed in K.S.A. 1981 Supp. 79-2017 or K.S.A. 1981 Supp. 79-2101. Cited herein: K.S.A. 8-173, K.S.A. 1981 Supp. 79-2017, 79-2101, 79-5101, 79-5106. RJB

OPINION NO. 82-199

Automobiles and Other Vehicles—Motor Vehicle Drivers' License Act—Reporting of Convictions.

Intoxicating Liquors and Beverages—Transportation of Liquor or Cereal Malt Beverage in Open Container—Forfeiture of Appearance Bond. Edwin A. Van Petten, Wabaunsee County Attorney, Alma, September 13, 1982.

The provision of K.S.A. 1981 Supp. 8-253(c) which equates forfeiture of bail, bond or collateral deposited to secure a defendant's appearance to a conviction is inapplicable to K.S.A. 41-804 and 41-2719. For purposes of the Motor Vehicle Drivers' License Act, there is no basis for treating forfeiture of an appearance bond given to secure a person's appearance for an offense under K.S.A. 41-804 or 41-2719 as a conviction under either of these statutes. Cited herein: K.S.A. 1981 Supp. 8-253, 8-2107 (as amended by L. 1982, ch. 47, § 1), K.S.A. 41-804, 41-2719. MBM

OPINION NO. 82-200

Counties and County Officers—Planning and Zoning—Home Rule Powers; Limitations. Michael E. Cleary, Assistant County Attorney, Harvey County, Newton, September 13, 1982.

K.S.A. 19-2921 is uniformly applicable to all counties and, therefore, is not subject to charter resolution pursuant to home rule powers granted in K.S.A. 19-101a *et seq.* Cited herein: K.S.A. 19-101a, 19-2916b, 19-2920, 19-2921. RVE

OPINION NO. 82-201

Waters and Watercourses—State Water Plan—Releases of Water From Water Quality Storage; Agreements with Federal Government. Allyn O. Lockner, Director, Kansas Water Office, Topeka, September 13, 1982.

Under the terms of the State Water Plan, K.S.A. 82a-927 *et seq.*, authority to enter into agreements with the federal government concerning the release of water from federally-constructed projects is placed with the Kansas Water Office. While the Division of Water Resources of the State Board of Agriculture is empowered to prevent the unauthorized diversion of waters released pursuant to such agreements, it does not possess the authority to enter into such agreements itself. Cited herein: K.S.A. 24-901, K.S.A. 1981 Supp. 74-2615, K.S.A. 82a-706b, 82a-915, 82a-932, 82a-1303, 82a-1305. JSS

OPINION NO. 82-202

State Departments; Public Officers, Employees—State Moneys—Custodial Accounts. Honorable Joan Finney, State Treasurer, Chairman, Pooled Money Investment Board, Topeka, September 14, 1982.

Moneys in the Kansas Fish and Game Commission Mined-Land Donation Fund are required to be deposited in custodial state bank accounts. Cited herein: K.S.A. 1981 Supp. 75-4201 (as amended by L. 1982, ch. 362, § 1), K.S.A. 75-4213. TRH

OPINION NO. 82-203

Fees and Salaries—Fees for Publishing Legal Notices—Responsibility for Payment. Howard Schwartz, Judicial Administrator, Topeka, September 14, 1982.

Pursuant to K.S.A. 28-137 (as amended by L. 1982, ch. 166, § 4), the party requesting publication of a legal notice in any court action or proceeding is responsible for payment of the fees and charges of the publisher, and a publisher may properly refuse to publish any such notice or to file proof of publication of the notice, unless such payment is made. However, there is nothing to preclude a publisher from accommodating the party requesting such publication and awaiting payment of the publication fees and charges until such time as costs are taxed in the action or proceeding. Cited herein: K.S.A. 28-137 (as amended by L. 1982, ch. 166, § 4). WRA

OPINION NO. 82-204

Consumer Credit Code—Consumer Loans—Finance Charge; Exemption of Adjustable Rate Loans From Maximum Finance Charge Limits. Marvin S. Steinert, Savings and Loan Commissioner; John A. O'Leary, Jr., Bank Commissioner, Topeka, September 14, 1982.

(continued)

Pursuant to K.S.A. 16a-2-401 (as amended by 1982 Senate Bill No. 559), a supervised lender may make loans in which the rate of interest may be periodically adjusted where any such loan is secured by an interest in land subordinate to a prior mortgage held by a lender other than the supervised lender. Section 2 of the bill, which authorizes the promulgation of rules and regulations governing such adjustable rate loans, also applies to loans made pursuant to K.S.A. 16-207(h) (as amended by 1982 Senate Bill No. 539) which are secured by a real estate mortgage. 1982 Senate Bill No. 559 does not contain more than one subject matter so as to violate Article 2, Section 16 of the Kansas Constitution, nor is section 2 of the bill an unlawful delegation of power by the legislature. Cited herein: K.S.A. 16-207 (as amended by L. 1982, ch. 89), K.S.A. 16a-2-204 (as amended by L. 1982, ch. 94), Kansas Constitution, Article 2, §§ 1, 16. JSS

OPINION NO. 82-205

Roads and Bridges—County and Township Roads—Regulation of Traffic by Local Authorities; Lawsuits for Damage Caused by Illegal Acts. Ivan D. Krug, Rush County Counselor, La Crosse, September 14, 1982.

In order to prevent damage to roads under its jurisdiction, a county may, pursuant to K.S.A. 8-1912, prohibit the use of, or impose limits upon the weight of vehicles using, such roads during certain periods when weather conditions would cause such use to inflict damage. Such limits become effective upon the passing of a resolution by the board of county commissioners and the posting of signs stating the limits or prohibitions, violations of which can result in a civil action to recover damages. In that any common law right of a county to bring an action for damages caused by negligent use of county roads has been superseded by statute, only acts which are illegal may give rise to a suit for damages. Cited herein: K.S.A. 8-5.123 (repealed L. 1974, ch. 33), 8-1912, 8-1913. JSS

ROBERT T. STEPHAN
Attorney General

Doc. No. 000616

State of Kansas

DEPARTMENT OF ADMINISTRATION DIVISION OF PURCHASES

NOTICE TO BIDDERS

Sealed bids for items hereinafter listed will be received by James I. Tolbert, Director of Purchases, State Office Building, Topeka, Kansas, until 2:00 p.m., CST or DST, whichever is in effect on the date indicated, and then will be publicly opened:

MONDAY, OCTOBER 4, 1982

#25328

University of Kansas, Lawrence—LAUNDRY SERVICE

#51598

Kansas State University, Manhattan—ANIMAL DRUGS

#51601

Social and Rehabilitation Services, Topeka—4 PLY COTTON MOP YARN, for Kansas Industries for the Blind

#51602

Department of Administration (Division of Information Systems and Computing), Topeka—COMPUTER UPGRADE AND TAPE DRIVE

#51643

University of Kansas Medical Center, Kansas City—VIDEO EQUIPMENT

#A-4621

Department of Administration, Topeka—SIDEWALK REPAIR—State Capitol Grounds

TUESDAY, OCTOBER 5, 1982

#51603

Kansas State University, Manhattan—METAL GRAIN BIN, for Southeast Kansas Experiment Station, Mound Valley, Kansas

#51604

Department of Administration (Buildings & Grounds) Topeka—ELECTRIC RESTAURANT RANGE

#51605

Kansas State Industrial Reformatory, Hutchinson—BEEF FORE AND HIND QUARTERS

#51607

Kansas State University, Manhattan—MISCELLANEOUS MEAT PRODUCTS

#51608

Department of Transportation—STROBE WARNING LIGHTS, for Topeka and Salina

#51614

Fort Hays State University, Hays—STACK AND TRIM FOR BOILER

#51615

Kansas State University, Manhattan—STEREOMICROSCOPE

#51620

Kansas State University, Manhattan—¾ Ton Pickup, for Fort Hays Experiment Station

#51621

Kansas State University, Manhattan—LIQUID CHROMATOGRAPH

#51624

University of Kansas, Lawrence—POLYGRAPH AND ACCESSORIES

#51630

Kansas Correctional Industries, Lansing—ALUMINUM SHEETS

#51650

University of Kansas, Lawrence—VIDEO EQUIPMENT

WEDNESDAY, OCTOBER 6, 1982

#25326

University of Kansas, Lawrence—NOVEMBER (1982) MEAT PRODUCTS

#51623

Kansas State University, Manhattan—WORD PROCESSOR

(continued)

#51637

Department of Transportation, Topeka—SERVICE
ON LAB BALANCES, for various locations

#51638

Pittsburg State University, Pittsburg—LEASE OF
12 PASSENGER VANS

#51639

Department of Transportation, Hutchinson—
SAWBLADES

#51644

University of Kansas Medical Center, Kansas City—
LAUNDRY SMALL PIECE FOLDER

#51645

Department of Human Resources, Topeka—
POWER FILE

#A-4367

Historical Society, Topeka—ENVIRONMENTAL
CONTROLS OF MUSEUM WAREHOUSE, 800 SW
Urish Rd.

THURSDAY, OCTOBER 7, 1982

#25327

Statewide—NOVEMBER (1982) MEAT PROD-
UCTS

#51609

Kansas State University, Manhattan—STORAGE
TERMINAL

#51651

University of Kansas, Lawrence—REPAIR AND
REBUILD BAUM FOLDING MACHINE

#A-4319

Kansas State University, Manhattan—CENTRAL
POWER PLANT IMPROVEMENTS

FRIDAY, OCTOBER 8, 1982

#51619

University of Kansas Medical Center, Kansas City—
GRAPHICS WORK STATION, for VA Medical
Center, Kansas City, Mo.

#51655

Kansas State University, Manhattan—DISK PACKS

#51656

Secretary of State, Topeka—BINDERS

TUESDAY, OCTOBER 12, 1982

#51363

Department of Transportation—M.R.A. AGGRE-
GATE, for Grenola and Moline, Kansas

#51606

Department of Transportation—MAINTENANCE
COLD WEATHER PATCHING MATERIAL, for
various Locations

#51631

Department of Transportation, Hutchinson—
READY MIX CLASS "A" EIGHT SACK CON-
CRETE, for Augusta, Kansas

THURSDAY, OCTOBER 14, 1982

#51646

University of Kansas Medical Center, Kansas City—
MEAT PRODUCTS

#A-4612

Kansas Fish and Game Commission, Pratt—TEST
WELL AND OBSERVATION HOLES, for Milford
Fish Hatchery in Geary County

FRIDAY, OCTOBER 15, 1982

#51632

Department of Transportation, Hutchinson—
PLANT MIX BITUMINOUS MIX, COMMERCIAL
GRADE, Sedgwick County

JAMES I. TOLBERT
Division of Purchases

Doc. No. 000608

(Published in the KANSAS REGISTER, September 23, 1982.)

**NOTICE OF BOND SALE
GEARY COUNTY, KANSAS
GENERAL OBLIGATION BONDS
\$3,370,000**

Geary County, Kansas (the "County") will receive bids for the purchase of all, and not less than all of a total amount of \$3,370,000 General Obligation Bonds, Series 1982-B (General Improvements) dated October 1, 1982. Bids will be received at the office of the County Clerk, Geary County Courthouse, Junction City, Kansas, until 10:00 A.M., C.D.T., September 27, 1982.

Bonds will be in the denomination of \$5,000 and will mature as follows:

Number	Maturity	Amount
1-29	October 1, 1984	\$145,000
30-60	October 1, 1985	155,000
61-94	October 1, 1986	170,000
95-131	October 1, 1987	185,000
132-172	October 1, 1988	205,000
173-217	October 1, 1989	225,000
218-266	October 1, 1990	245,000
267-320	October 1, 1991	270,000
321-379	October 1, 1992	295,000
380-443	October 1, 1993	320,000
444-513	October 1, 1994	350,000
514-590	October 1, 1995	385,000
591-674	October 1, 1996	420,000

Bonds will bear interest at the rates to be determined when said Bonds are sold as hereinafter provided and said interest will be payable on April 1, 1984 and semiannually thereafter on the first days of October and April of each year until said principal sum shall have been paid. Both principal of and interest on said Bonds will be payable in lawful money of the United States of America at the office of the State Treasurer in Topeka, Kansas.

The Series 1982-B Bonds maturing in the years 1993 to 1996 inclusive, may at the option of the County, be called for redemption and payment prior to maturity as a whole or in part in inverse numerical order on October 1, 1992, or on any interest payment date thereafter at the redemption price of 102% of the principal amount of Bonds redeemed, together with accrued interest to the date of redemption.

Bids will be received on Bonds bearing such rates of interest as may be specified by the bidders subject to the following conditions: Not more than five different interest rates shall be specified. Interest rates shall be in a multiple of one-eighth or one-twentieth of one

(continued)

percent and shall not exceed Kansas legal rate. No bid less than par and accrued interest will be considered.

Bids shall be sealed and accompanied by a cashier's or certified check on a bank located in the United States of America in the amount of two percent of the total par value of the Bonds being sold, payable to the order of Geary County, Kansas. Each bidder must certify to the correctness of the computations. The award will be made on the basis of the lowest net interest cost to the County. The County reserves the right to reject any and all bids.

The purchase price, together with any premium and accrued interest from date of Bonds to date of delivery, must be paid at delivery or bidding check will be forfeited.

All of said Bonds will constitute general obligations of the County payable both as to principal and interest from ad valorem taxes which may be levied without limitation as to rate or amount upon all the taxable, tangible property within the County.

Geary County, Kansas will furnish the Bonds, properly printed, without cost to the successful bidder, and said Bonds will be subject to the approving opinion of NICHOLS AND WOLFE CHARTERED, Topeka, Kansas, whose final approving opinion will be furnished and paid for by the County and delivered with the Bonds together with a certified copy of the transcript of proceedings authorizing said Bonds.

The County is requesting CUSIP identification numbers be printed on the Bonds, neither the failure to print such numbers on any Bond nor any error with respect thereto shall constitute cause for a failure or refusal by the purchaser thereof to accept delivery of and pay for the Bonds in accordance with the terms of the purchase contract. All expenses in relation to the printing of CUSIP numbers on the Bonds shall be paid for by the County; provided, however, that CUSIP Service Bureau charge for the assignment of said numbers shall be the responsibility of and shall be paid for by the purchaser.

Bonds will be delivered no later than sixty (60) days from the date of sale at any bank in Topeka, Wichita or Kansas City, Missouri, at the expense of the County, or the successful purchaser may designate another place for delivery, the expense of which will be paid by the purchaser.

The total assessed valuation of the taxable tangible property within Geary County, Kansas, for 1982 is \$65,771,783.00. The total general obligation bonded indebtedness of Geary County, Kansas, as of the date of the Bonds being sold, including the Bonds being sold, is \$4,137,000.00. The County also has outstanding \$398,000.00 of Temporary Notes, which Temporary Notes will be retired out of the proceeds of the Bonds herein offered for sale.

MARJORIE DAVIS
County Clerk

Doc. No. 000605

(Published in the KANSAS REGISTER, September 23, 1982.)

NOTICE OF BOND SALE

\$390,000.00

GENERAL OBLIGATION SEWER SYSTEM BONDS OF THE

CITY OF MAIZE, KANSAS

The CITY OF MAIZE, KANSAS will receive sealed bids at the OFFICE OF THE CITY CLERK, CITY HALL—123 KHEDIVE, MAIZE, KANSAS, until 7:30 o'clock P.M., C.D.T., on

MONDAY, OCTOBER 4, 1982

for \$390,000.00 par value GENERAL OBLIGATION SEWER SYSTEM BONDS of the City, at which time and place such bids will be publicly opened. No oral or auction bids will be considered.

All of the Bonds will be negotiable coupon bonds, will be in denominations of \$5,000.00 each, and the Bonds will be dated OCTOBER 1, 1982. The Bonds will mature serially in accordance with the following schedule:

Principal Amount	Maturity Date
\$10,000.00	October 1, 1984
15,000.00	October 1, 1985
15,000.00	October 1, 1986
15,000.00	October 1, 1987
20,000.00	October 1, 1988
20,000.00	October 1, 1989
20,000.00	October 1, 1990
25,000.00	October 1, 1991
25,000.00	October 1, 1992
25,000.00	October 1, 1993
30,000.00	October 1, 1994
35,000.00	October 1, 1995
40,000.00	October 1, 1996
45,000.00	October 1, 1997
50,000.00	October 1, 1998

Interest on the Bonds will first be payable on APRIL 1, 1984, and thereafter semiannually on the first days of OCTOBER and APRIL in each year until the Bonds are fully paid. Both the principal of and interest on the Bonds will be payable to bearer at the Office of the State Treasurer in the City of Topeka, Kansas.

Proposals will be received on the Bonds bearing such rate or rates of interest, not exceeding SEVEN (7) different interest rates, as may be specified by the bidder. The repetition of a rate will not constitute one of said maximum number of rates. The same rate shall apply to all Bonds of the same maturity. Each interest rate specified shall be in an even multiple of one-eighth (1/8th) or one-twentieth (1/20th) of one percent (1%). The difference between the highest and lowest coupon rates specified in any bid shall not exceed three percent (3%). No interest rate shall exceed the maximum interest rate allowed by Kansas Law; said rate being two percent (2%) above the Bond Buyer's 20 Bond Index, published in the Weekly Bond Buyer on Monday, SEPTEMBER 27, 1982, and no bid of less than par and accrued interest will be considered. Bids involving the use of extra or supplemental coupons

(continued)

will not be considered. Bids for less than the entire issue of Bonds will not be considered.

Bids shall be submitted on the OFFICIAL BID FORM furnished by the City, and shall be addressed to the City at CITY HALL—123 KHEDIVE, MAIZE, KANSAS 67101, ATTENTION: KAREN FITZMIER, CITY CLERK, and shall be plainly marked BOND BID. All bids must state the total interest cost of the bid, the premium, if any, the net interest cost of the bid, and the average annual interest rate, all certified by the bidder to be correct; and the City will be entitled to rely on the certificate of correctness of the bidder. Each bid must be accompanied by a certified or cashier's check equal to Two percent (2%) of the total amount of the bid, and shall be payable to TREASURER, CITY OF MAIZE, KANSAS. In the event a bidder whose bid is accepted shall fail to carry out his Contract of Purchase, said deposit shall be retained by the City as liquidated damages. The checks of unsuccessful bidders will be returned promptly.

The Bonds, duly printed, executed and registered, will be furnished and paid for by the City; and the Bonds will be sold subject to the unqualified approving opinion of GAAR & BELL, Bond Counsel, of Wichita, Kansas, whose opinion will be paid for by the City. The purchaser will be furnished with a complete Transcript of Proceedings evidencing the authorization and issuance of the Bonds; and the usual closing proofs, which will include a Certificate that there is no litigation pending or threatened at the time of delivery of the Bonds affecting their validity. Delivery of the Bonds will be made to the successful bidder on or before NOVEMBER 19, 1982, at any bank in the STATE OF KANSAS or KANSAS CITY, MISSOURI, at the expense of the City. Delivery elsewhere will be made at the expense of the purchaser.

It is anticipated the CUSIP identification numbers will be printed on the Bonds; but neither the failure to print such numbers on any Bond or any error with respect thereto shall constitute cause for a failure by the successful bidder to accept delivery of and pay for the Bonds in accordance with the terms of its Contract and this Notice of Bond Sale. All expenses in connection with the printing of CUSIP numbers on the Bonds shall be paid for the City.

The Bonds will constitute general obligations of the City, payable as to both principal and interest from ad valorem taxes which may be levied without limitation as to rate or amount upon all of the taxable tangible property within the territorial limits of the City. The Bonds are being issued for the purpose of constructing a sewage treatment plant, outfall sewers and a lift station for the City.

The sealed bids for the Bonds shall be opened publicly and only at the time and place specified in this Notice; and the Bonds will be sold to the best bidder. The City reserves the right to reject any and/or all of the bids, and to waive any irregularities. Unless all bids are rejected, the Bonds will be awarded to the bidder whose proposal results in the lowest net interest cost to the City; and the net interest cost will be determined by deducting the amount of any premium paid from the aggregate amount of interest upon all of

the Bonds from their date until their respective maturities.

Assessed valuation figures for the City of Maize, Kansas, for the year 1981, are as follows:

Equalized Assessed Valuation of Taxable Tangible Property	\$1,979,542.00
Tangible Valuation of Motor Vehicles	\$ 585,270.00
Tangible Valuation of Motor Vehicle Dealers Inventory	\$ -0-
Equalized Assessed Tangible Valuation for Computation of Bonded Debt Limitations	\$2,564,812.00

The total bonded indebtedness of the City of Maize, Kansas, at the date hereof, including this \$390,000.00 proposed issue of Bonds, is in the amount of \$1,029,900.00. The City also currently has outstanding temporary improvement notes in the principal amount of \$667,687.17; \$592,687.17 of which will be retired from the proceeds of the Bonds and other available funds.

DATED September 7, 1982.

KAREN FITZMIER, City Clerk
City of Maize, Kansas

Doc. No. 000606

(Published in the KANSAS REGISTER, September 23, 1982.)

**NOTICE OF BOND SALE
THOMAS COUNTY, KANSAS
GENERAL OBLIGATION BONDS
\$164,994.48**

Thomas County, Kansas (the "County") will receive bids for the sale of \$164,994.48 General Obligation Bonds, Series 1982-A (Streets) dated October 1, 1982. Bids will be received at the office of the County Clerk, Thomas County Courthouse, Colby, Kansas, until 10:00 A.M., C.D.T., October 4, 1982.

Bonds will be in the denomination of \$5,000.00 excepting Bond No. 1 which shall be in the denomination of \$4,994.48 and will mature as follows:

Number	Maturity	Amount
1-3	October 1, 1984	\$14,994.48
4-6	October 1, 1985	15,000.00
7-9	October 1, 1986	15,000.00
10-12	October 1, 1987	15,000.00
13-15	October 1, 1988	15,000.00
16-18	October 1, 1989	15,000.00
19-21	October 1, 1990	15,000.00
22-25	October 1, 1991	20,000.00
26-29	October 1, 1992	20,000.00
30-33	October 1, 1993	20,000.00

Bonds will bear interest at the rates to be determined when said Bonds are sold as hereinafter provided and said interest will be payable on April 1, 1983 and semiannually thereafter on the first days of October and April of each year until said principal sum shall have been paid. Both principal of and interest on said Bonds will be payable in lawful money of the United States of America at the office of the State Treasurer in Topeka, Kansas.

(continued)

(Published in the KANSAS REGISTER, September 23, 1982.)

**NOTICE OF BOND SALE
AND
CONDITIONS FOR BIDDERS
\$745,000.00
GENERAL OBLIGATION BONDS
OF THE
CITY OF MANHATTAN, KANSAS
(payable or guaranteed from
unlimited ad valorem taxes)**

Sealed bids will be received by the Office of the City Clerk in the City Offices of the City of Manhattan, Kansas until 3:00 P.M. Central Daylight Savings Time on October 5, 1982, at which time said bids will be publicly opened for the above named issue of bonds of Manhattan, Kansas. These bonds are to be dated November 1, 1982.

Each bid shall be for all of the bonds hereinafter described in the denominations of \$5,000.00.

**\$745,000.00—Internal Improvements Bonds,
Series 169**

These bonds are to pay the costs of improvements for which special assessments have been levied against the property benefited by the improvements. The bonds constitute legally binding general obligations of the City. The principal and interest of the bonds are payable from special assessments levied on property benefited and, if not paid, then from ad valorem taxes which may be levied without limitations as to rate or amount upon all taxable tangible property, real and personal, within the territorial limits of the City.

<i>Bond Numbers</i>	<i>Principal Amount</i>	<i>November 1</i>
1-7 inclusive	\$ 35,000.00	1983
8-14 inclusive	35,000.00	1984
15-21 inclusive	35,000.00	1985
22-28 inclusive	35,000.00	1986
29-35 inclusive	35,000.00	1987
36-42 inclusive	35,000.00	1988
43-49 inclusive	35,000.00	1989
50-56 inclusive	35,000.00	1990
57-63 inclusive	35,000.00	1991
64-70 inclusive	35,000.00	1992
71-77 inclusive	35,000.00	1993
78-85 inclusive	40,000.00	1994
86-93 inclusive	40,000.00	1995
94-101 inclusive	40,000.00	1996
102-109 inclusive	40,000.00	1997
110-117 inclusive	40,000.00	1998
118-125 inclusive	40,000.00	1999
126-133 inclusive	40,000.00	2000
134-141 inclusive	40,000.00	2001
142-149 inclusive	40,000.00	2002
	\$745,000.00	

Interest on the above issue of bonds will be paid semi-annually on November 1 and May 1 of each year with the first interest payment to be made on May 1, 1983. Both principal and interest on said bonds will be payable in lawful money of the United States of America at the Office of the State Treasurer at Topeka, Kansas.

(continued)

Bids will be received on Bonds bearing such rates of interest as may be specified by the bidders subject to the following conditions: Not more than five different interest rates shall be specified. Interest rates shall be in a multiple of one-eighth or one-twentieth of one percent and shall not exceed Kansas legal rate. No bid less than par and accrued interest will be considered.

Bids shall be sealed and accompanied by a cashier's or certified check on a bank located in the United States of America in the amount of two percent of the total par value of the Bonds being sold, payable to the order of Thomas County, Kansas. Each bidder must certify to the correctness of the computations. The award will be made on the basis of the lowest net interest cost to the County. The County reserves the right to reject any and all bids.

The purchase price, together with any premium and accrued interest from date of Bonds to date of delivery, must be paid at delivery or bidding check will be forfeited.

All of said Bonds will constitute general obligations of the County payable both as to principal and interest from ad valorem taxes which may be levied without limitation as to rate or amount upon all the taxable, tangible property within the County.

Thomas County, Kansas, will furnish the Bonds, properly printed, without cost to the successful bidder, and said Bonds will be subject to the approving opinion of NICHOLS AND WOLFE CHARTERED, Topeka, Kansas, whose final approving opinion will be furnished and paid for by the County and delivered with the Bonds together with a certified copy of the transcript of proceedings authorizing said Bonds.

Bonds will be delivered no later than sixty (60) days from the date of sale at any bank in Topeka, Wichita or Kansas City, Missouri, at the expense of the County, or the successful purchaser may designate another place for delivery, the expense of which will be paid by the purchaser.

Assessed valuation figures of Thomas County, Kansas, for the year 1982, are as follows:

Assessed valuation of taxable tangible property	\$61,315,057
Assessed tangible valuation of motor vehicles	\$ 3,708,571
Tangible valuation for computation of bonded indebtedness limitations..	\$65,023,628

The total general obligation bonded indebtedness of Thomas County, Kansas, as of the date of the Bonds being sold, including the Bonds being sold, is \$321,661.98. The County also has outstanding \$159,090.83 of Temporary Notes, which Temporary Notes will be retired out of the proceeds of the Bonds herein offered for sale.

ROSALIE SEEMANN
County Clerk

Doc. No. 000617

One bid will be received for the issue of bonds hereinbefore described. Proposals will be received on bonds bearing such rate or rates of interest as may be specified by the bidders, subject to the following conditions: Not more than five different interest rates shall be specified and the same rate shall apply to all bonds of the same maturity. The repetition of an interest rate shall not constitute one of said five rates. Each interest rate specified shall be a multiple of $\frac{1}{8}$ or $\frac{1}{20}$ of 1%. No interest rate shall exceed the 20 bond index of tax exempt municipal bonds published by the weekly Bond Buyer, in New York, New York on the Monday next preceeding the day on which the hereinbefore described bonds are sold, plus 2%. The difference between the highest rate specified and the lowest rate specified shall not exceed $2\frac{1}{2}\%$. No bid of less than 100% of the principal amount of the bonds plus accrued interest thereon to date of delivery will be considered. No bid providing for supplemental interest coupons will be considered. The award will be made on the basis of the lowest net interest cost to the City.

The issue of bonds hereinbefore described has been duly authorized as provided by K.S.A. 12-6a01 *et seq.* for the general statutory purpose of providing money for various improvement projects within the City.

The bonds herein described, duly printed, executed and registered, will be furnished by the City and will be sold subject to the legal opinion of Gaar and Bell of Kansas City, Missouri, whose qualified approving opinion will be furnished and paid for by the City of Manhattan, Kansas.

The City will pay for the printing of the bonds, but the successful bidder shall select the printer and notify the City Clerk of the firm name and address of the printer by letter at the earliest possible date. The successful bidder shall also supervise the printing of the bonds.

The bonds will be delivered to the successful bidder at any bank in Topeka, Wichita or Kansas City at the expense of the City, or the successful purchaser may designate another place for delivery, the expense of which will be paid by the purchaser. Such delivery will be made on or before November 9, 1982. Said bidder will be furnished with a certified transcript of the proceedings including the usual closing proofs which will include a non-litigation certificate.

Each bid shall be accompanied by a Cashier's or Certified Check payable to the order of the City of Manhattan, Kansas for two (2) percent of the total amount of such bid. The City of Manhattan reserves the right to reject any or all bids.

All bids must be made on forms enclosed with this Prospectus or procured from the Office of the City Clerk and should be mailed to the City Clerk at the City Offices in Manhattan, Kansas. No additions or alterations on said forms shall be made. Envelopes should be marked "Proposal for Purchase of Bonds".

The total assessed valuation of the taxable tangible property within the City for the year 1982 is \$84,723,170.00. The total general obligation bonded indebtedness of the City as of the date on which the bonds are dated, including the bonds submitted for bid, will be \$11,888,500.00 and \$4,690,000.00 in Util-

ity Revenue Bonds. The City also has outstanding \$2,251,000.00 of temporary notes as of August 31, 1982 of which \$856,000.00 will be retired out of the proceeds of the bonds hereinafter offered for sale.

Dated at Manhattan, Kansas the 7th day of September, 1982.

GREGG W. GIBSON
City Clerk

Doc. No. 000607

(Published in the KANSAS REGISTER, September 23, 1982.)

NOTICE OF BOND SALE
\$650,000.00
GENERAL OBLIGATION BRIDGE BONDS
SERIES 1982
GREENWOOD COUNTY
STATE OF KANSAS

Written sealed bids will be received by Greenwood County, State of Kansas, at 11:00 local time on October 5, 1982 at the office of the Board of County Commissioners of Greenwood County for the sale of \$650,000.00 in principal amount of General Obligation Bridge Bonds, Series 1982 of the County, at which time and place said bids will be publicly opened.

No bid will be considered at a price less than par and interest accrued on the bonds to the date of the payment therefore by the purchaser.

The bonds will be dated October 1, 1982. The total par value of the issue is \$650,000.00. The bonds will be coupon bonds in denominations of \$5,000 each and will mature as follows:

Bond Nos.	Amount	Maturity October 1:
1-20	\$100,000	1984
21-39	\$100,000	1985
40-59	\$100,000	1986
60-81	\$110,000	1987
82-106	\$120,000	1988
107-130	\$120,000	1989

Interest will become due and payable on the first day of October, 1983, and thereafter on the first day of April and October in each year until paid. Both principal and interest on the bonds will be payable at the office of the State Treasurer in Topeka, Kansas.

Proposals will be received on the Bonds bearing such rate or rates of interest, not exceeding five (5) different interest rates, as may be specified by the bidder. The repetition of a rate will not constitute one of said maximum number of rates. The same rate shall apply to all Bonds of the same maturity. Each interest rate specified shall be in an even multiple of one-eighth ($\frac{1}{8}$ th) or one-twentieth ($\frac{1}{20}$ th) of one percent (1%). The difference between the highest and lowest coupon rates specified in any bid shall not exceed two percent (2%). No interest rate shall exceed the maximum rate therefore as prescribed by the laws of the State of Kansas, and no bid of less than par and accrued interest will be considered. Bids involving the use of extra or supplemental coupons will not be considered. Bids for less than the entire issue of Bonds will not be considered.

(continued)

Each bid shall specify the total interest cost of the County during the life of the bond issue on the basis of such bid, the premium, if any, offered by the bidder, and the total net interest cost and the average annual net interest cost to the County on the basis of such bid.

The County will rely upon the representation as to the total net interest cost in awarding the bonds to the successful bidder. The bonds will be sold to the highest and best bidder provided that the County reserves the right to reject any or all of the bids.

The bonds, printed, executed and registered will be furnished by the County and the bonds will be sold subject to the legal opinion of Cosgrove, Webb & Oman of Topeka, Kansas whose unqualified approving opinion will be furnished, and all services respecting the issue will be paid for by the County except as herein stated. The bonds will be delivered to the purchaser in the cities of Topeka or Wichita, Kansas or Kansas City, Missouri, at the County's expense, on or before November 9, 1982 and the successful bidder will be given notice of the delivery date.

The proceeds of the bonds will be used for the purpose of providing funds to repair, reconstruction and rebuilding of certain bridges in the County. The bonds will constitute the general obligations of the County payable from taxes levied upon all of the taxable tangible real and personal property in said County.

The assessed valuation of the County for the year 1982 is \$57,481,402. The present bonded indebtedness of the County is \$810,000.

A good faith deposit by cashier's or certified check in the amount of 2% of the total par value of the bonds shall accompany such bid; and in case a purchaser whose bid is accepted shall fail to carry out his contract of purchase, the deposit will be forfeited to the County.

Proposals should be made c/o Marilyn Wilson, County Clerk, Greenwood County Courthouse, Eureka, Kansas 67045.

Further information may be obtained from the County's financial advisor, Mr. John C. McArthur, Beecroft, Cole & Company, First National Bank Building, 6th and Kansas Avenue, Topeka, Kansas 66603.

LANCE SNYDER
Chairman, Board of County
Commissioners, Greenwood County,
State of Kansas
MARILYN WILSON, County Clerk

Doc. No. 000604

KANSAS REGISTER
Secretary of State
State Capitol
Topeka, Kansas 66612

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MAIL FORM WITH PAYMENT TO: "Kansas Register"; Secretary of State; State Capitol; Topeka, KS 66612

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Remove your mailing label (above) and affix it here:

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MAIL TO: "Kansas Register"; Secretary of State; State Capitol; Topeka, KS 66612